

DECLARATION AND POWER OF ATTORNEY  
CO-PENDING APPLICATION CONTAINING  
ADDITIONAL SUBJECT MATTER  
(Sole Inventor)

Attorney Docket No. 5488.1 313718/111

As the below-named inventor, I hereby declare that:

My residence, post office address and citizenship is as stated below next to my name;

I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled A PUNCTUM PLUG HAVING A THIN ELONGATED LIP AND A DISTAL STARTING TIP AND METHOD, the specification of which:

  x   is attached hereto.  
           was filed on                                  as  
Application Serial No.                                   
and was amended on                                   
(if applicable).

This application in part discloses and claims subject matter disclosed in my earlier filed pending United States Patent Application Serial No. 08/475,548 filed June 7, 1995.

I hereby state that I have reviewed and understand the content of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations Section 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

## Prior Foreign Application(s)

## Priority Claimed

<u>                    </u>	<u>None</u>	<u>                    </u>	<u>Yes</u>	<u>No</u>
(Number)	(Country)	(Day/Month/Year Filed)		
<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>Yes</u>	<u>No</u>
(Number)	(Country)	(Day/Month/Year Filed)		
<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>Yes</u>	<u>No</u>
(Number)	(Country)	(Day/Month/Year Filed)		

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national PCT international filing date of this application:

<u>Serial No. 08/475,548</u>	<u>June 7, 1995</u>	<u>Pending</u>
(Application Serial No.)	(Filing Date)	(Status-patented pending, abandoned)

**Power of Attorney:** As named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application of any patent issuing thereon.

Signature of Sole Inventor

Robert S. Herrick

Robert S. Herrick

Date: September 17, 1997

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